

Appln. No.: 10/698,584
Docket No.: E2079-00013
Reply to Office Action dated June 20, 2005

REMARKS/ARGUMENTS

As a result of this Amendment, claims 1-16 are under active consideration in the subject patent application.

In the Official Action, the Examiner has identified claims as standing subject to a Restriction Requirement under 35 § USC 121, as follows:

- I) claims 1-16 drawn to an apparatus that includes software for tuning an optical filter, classified under Class 359, subclass 885; and
- II) claims 17-40, drawn to a method to of using an apparatus including storing the intensity of light at each pixel, classified under Class 359, subclass 368.

Applicants elect, without prejudice, to prosecute the invention of Group i, i.e., claims 1-16. Claims 17-40 have been cancelled without prejudice. Applicants expressly reserve the right to prosecute the non-elected subject matter in related applications.

In view of the foregoing, Applicants respectfully submit that at least claims 1-16 are in condition for allowance. Favorable consideration is therefore requested. Applicants respectfully request that a timely Notice of Allowance be issued in this case.

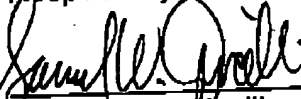
Appln. No.: 10/698,584
Docket No.: E2079-00013
Reply to Office Action dated June 20, 2005

If a telephone conference would be of assistance in advancing prosecution of the above-identified application, Applicants' undersigned Attorney invites the Examiner to telephone him at 717-237-5516.

Date:

July 14, 2005

Respectfully Submitted,



Samuel W. Apicelli
Registration No. 36,427
Customer No. 000041396
DUANE MORRIS LLP
305 North Front Street
P.O. Box 1003
Harrisburg, PA 17108-1003
(717) 237-5516
swapicelli@duanemorris.com

PHI\1473604.1